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## CERTIFICATE OF TRANSMISSION PURSUANT TO 37 C.F.R. § 1.6(d)

I hereby certify that this correspondence, along with any accompanying documents, pursuant to 37 C.F.R. § 1.6(d), are being sent via facsimile to the U.S. Patent and Trademark Office to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: 9/18/06By: Kim L. Brown  
Signature of Person Depositing FacsimileIN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE

-- PATENT --

Applicants: Kemmons A. Tubbs  
Karl F. Gruber  
Randall W. Nelson

Docket No.: 41821.0937

Serial No.: 10/710,991

Confirmation No.: 4990

Filing Date: August 16, 2004

Examiner: Ernest G.  
TherkornTitle: AN INTEGRATED HIGH  
THROUGHPUT SYSTEM FOR  
THE ANALYSIS OF  
BIOMOLECULES

Art Unit: 1723

PETITION UNDER 37 C.F.R. 1.28Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Honorable Commissioner:

Under 37 C.F.R. 1.28, Intrinsic Bioprobes, Inc., the owner by assignment of U.S. Utility Patent Application No. 10/710,991, hereby requests that the United States Patent and Trademark Office refund the below-noted fees representing the difference between certain fees paid at a large entity rate and a corresponding small entity rate.

Adjustment date: 11/24/2006 CKHLOK  
06/19/2006 TBESHAH2 00000006 192814 10710991  
01 FC:1501 1400.00 CR

11/24/2006 CKHLOK 00000001 192814 10710991  
01 FC:2501 700.00 DA

Application Serial No. 10/710,991

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**BACKGROUND**

On August 16, 2004, a number of divisional patent applications were filed electronically on behalf of Intrinsic Bioprobes, Inc., including the above-referenced application. Intrinsic Bioprobes, Inc. was incorrectly noted as a large entity on these applications. Applicant has recently paid the Issue Fees for these applications at the large entity rate and would request that the overpayment be credited to Snell & Wilmer's Deposit Account Number 19-2814. Applicant is a Small Entity Under 37 C.F.R. §1.27.

**FEES PAID**

The fees below were paid on June 16, 2006 at the large entity rate and should have been paid at the small entity rate:

<u>Fee Type</u>	<u>Amount Actually Paid</u>	<u>Small Entity Fee</u>	<u>Difference</u>
Issue Fee	\$1400	\$700	\$700
		<b>TOTAL</b>	<b>\$700</b>

We hereby authorize The Commissioner to credit this overpayment to Account No. 19-2814 for which purpose a duplicate copy of this sheet is attached..

Respectfully submitted,

Date:

Sept 18, 2006


By:

John H. Platt 47863 for  
Laura J. Zeman  
Reg. No. 36,078

**SNELL & WILMER L.L.P.**  
One Arizona Center  
400 East Van Buren  
Phoenix, Arizona 85004-2202  
(602) 382-6377

1888593

**UNITED STATES PATENT & TRADEMARK OFFICE**  
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND												
1 Date of Request: <u>11/22/06</u>				2 Serial/Patent # <u>10/710,991</u>								
3 Please refund the following fee(s):				4 PAPER NUMBER	5 DATE FILED	6 AMOUNT						
	Filing					\$						
	Amendment					\$						
	Extension of Time					\$						
	Notice of Appeal/Appeal					\$						
	Petition					\$						
X	Issue Fee			Wfee	<u>06/16/06</u> <del>09/18/06</del>	\$ 700.00						
	Cert of Correction/Terminal Disc.					\$						
	Maintenance					\$						
	Assignment					\$						
	Other					\$						
					7 TOTAL AMOUNT OF REFUND		\$ 700.00					
					8 TO BE REFUNDED BY:							
					Treasury Check							
					X	Credit Deposit A/C #:						
					9	1	9	--	2	8	1	4
10 REASON:												
X	Overpayment											
	Duplicate Payment											
	No Fee Due (Explanation):											
Due to small entity status, issue fee payment reduced by half.												
11 REFUND REQUESTED BY:												
TYPED/PRINTED NAME: <u>Andrea Smith</u> TITLE: <u>Petitions Examiner</u>												
SIGNATURE: <u>/Andrea Smith/</u> PHONE: <u>2-3226</u>												
OFFICE: <u>Office of Petitions</u>												
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****												
APPROVED: <u></u> DATE: <u>11/24/06</u>												

*Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:*

**Office of Finance  
Refund Branch  
Crystal Park One, Room 802B**